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(Official Form 1) (12/03)

FORM B1 United States Bankruptcy Court Northern District of Illinois			Voluntary Petition			
Name of Debtor (if individu Emery, Stanley C	ual, enter Last, First, M	fiddle):	Name	of Joint Debte	or (Spouse) (Last	, First, Middle):
All Other Names used by the Debtor in the last 6 years (include married, maiden, and trade names):					ed by the Joint Daiden, and trade	Debtor in the last 6 years names):
Last four digits of Soc. Sec. (if more than one, state all):	No. / Complete EIN or	other Tax I.D. No	o. Last f	our digits of So	oc. Sec. No. / Cor	nplete EIN or other Tax I.D. No.
Street Address of Debtor (N 1235 Sanctuary Cr. Rockford, IL 61107		& Zip Code):	Street	Address of Joi	nt Debtor (No. &	Street, City, State & Zip Code):
County of Residence or of Principal Place of Business	1471			y of Residence pal Place of B		
Mailing Address of Debtor	(if different from street	address):	Maili	ng Address of	Joint Debtor (if o	different from street address):
Location of Principal Assets (if different from street address)			I			
	ciled or has had a resid this petition or for a loa	nger part of such	180 days th	an in any other	r District.	District for 180 days immediately istrict.
Type of Debt Individual(s) Corporation Partnership Other_		oad		the Chapter 7 Chapter 9		pter 12
Consumer/Non-Busine	Business (Check all bo ness as defined in 11 U be be considered a small	xes that apply)		Must attach signertifying that the	e paid in installme gned application f	nts (Applicable to individuals only.) or the court's consideration e to pay fee except in installments.
Statistical/Administrative Debtor estimates that to be Debtor estimates that, will be no funds available.	funds will be available	for distribution terty is excluded a	and administ		s paid, there	THIS SPACE IS FOR COURT USE ONLY
Estimated Number of Credi		6-49 50-99 1		-999 1000-over		
	\$100,001 to \$500,001 to \$500,000 \$1 million		\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	More than \$100 million	
	\$100,001 to \$500,001 to \$500,000 \$1 million		\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	More than \$100 million	

(Official Form Cases) 5-74105 Doc 1 Filed 08/13/05	Entered 08/13/05 10:16	i:27 Desc Main	
Voluntary Petition Document	Nage 12:10tr38	FORM B1, Page 2	
(This page must be completed and filed in every case)	Emery, Stanley C		
Prior Bankruptcy Case Filed Within Last 6		•	
Location	Case Number:	Date Filed:	
Where Filed: - None -			
Pending Bankruptcy Case Filed by any Spouse, Partner, or		•	
Name of Debtor:	Case Number:	Date Filed:	
- None -			
District:	Relationship:	Judge:	
	<u> </u>		
Sign	atures		
Signature(s) of Debtor(s) (Individual/Joint)		hibit A	
I declare under penalty of perjury that the information provided in this petition is true and correct.	(To be completed if debtor is require 10K and 100) with the Securities ar	ed to file periodic reports (e.g., forms and Exchange Commission pursuant to	
[If petitioner is an individual whose debts are primarily consumer debts	Section 13 or 15(d) of the Securities		
and has chosen to file under chapter 7] I am aware that I may proceed	requesting relief under chapter 11)		
under chapter 7, 11, 12, or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under	☐ Exhibit A is attached and made	le a part of this petition.	
chapter 7.		hibit B	
I request relief in accordance with the chapter of title 11, United States		f debtor is an individual	
Code, specified in this petition.	I, the attorney for the petitioner nam	marily consumer debts)	
V /s/ Stanlay C Emary	that I have informed the petitioner th		
X /s/ Stanley C Emery Signature of Debtor Stanley C Emery	chapter 7, 11, 12, or 13 of title 11, U		
	explained the relief available under	each such chapter.	
X	X /s/ Brian A. Hart	August 13, 2005	
Signature of Joint Debtor	Signature of Attorney for Debto Brian A. Hart	or(s) Date	
		hibit C	
Telephone Number (If not represented by attorney)	Does the debtor own or have posses	sion of any property that poses	
August 13, 2005	a threat of imminent and identifiable	e harm to public health or	
Date	safety?	l and made a part of this patition	
Signature of Attorney	Yes, and Exhibit C is attached and made a part of this petition. No		
X /s/ Brian A. Hart			
Signature of Attorney for Debtor(s)		torney Petition Preparer	
Brian A. Hart	§ 110, that I prepared this document	ion preparer as defined in 11 U.S.C.	
Printed Name of Attorney for Debtor(s)	provided the debtor with a copy of t		
Brian A. Hart Law Offices, P.C.			
Firm Name	Printed Name of Bankruptcy Pe	etition Preparer	
308 W. State Street			
Suite M8 Rockford, IL 61101	Social Security Number (Require	red by 11 U.S.C.§ 110(c).)	
Address		•	
815-964-4278 Fax: 815-964-4280			
Telephone Number	Address		
August 13, 2005			
Date	Names and Social Security num prepared or assisted in preparin	bbers of all other individuals who	
Signature of Debtor (Corporation/Partnership)	prepared or assisted in preparing	g this document.	
I declare under penalty of perjury that the information provided in this			
petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.			
The debtor requests relief in accordance with the chapter of title 11,		ed this document, attach additional	
United States Code, specified in this petition.	sheets conforming to the approp	priate official form for each person.	
X	X		
X	Signature of Bankruptcy Petitio	n Preparer	
Printed Name of Authorized Individual	Date		
	A bankruptcy petition preparer's	s failure to comply with the	
Title of Authorized Individual	provisions of title 11 and the Fe	deral Rules of Bankruptcy	
	Procedure may result in fines or		
Date	U.S.C. § 110; 18 U.S.C. § 156.		
	Ī		

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United States Bankruptcy Court Northern District of Illinois

In re	Stanley C Emery		Case No	
		Debtor	,	
			Chapter	13

SUMMARY OF SCHEDULES

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts from Schedules D, E, and F to determine the total amount of the debtor's liabilities.

			AM	OUNTS SCHEDULED	
NAME OF SCHEDULE	ATTACHED (YES/NO)	NO. OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	Yes	1	215,000.00		
B - Personal Property	Yes	3	77,051.00		
C - Property Claimed as Exempt	Yes	1			
D - Creditors Holding Secured Claims	Yes	1		153,500.00	
E - Creditors Holding Unsecured Priority Claims	Yes	1		0.00	
F - Creditors Holding Unsecured Nonpriority Claims	Yes	5		80,452.00	
G - Executory Contracts and Unexpired Leases	Yes	1			
H - Codebtors	Yes	1			
I - Current Income of Individual Debtor(s)	Yes	1			6,408.00
J - Current Expenditures of Individual Debtor(s)	Yes	2			5,624.59
Total Number of Sheets of ALL Schedules		17			
	Т	otal Assets	292,051.00		
		•	Total Liabilities	233,952.00	

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In re	Stanley C Emery	Case No.	
•		Debtor	

SCHEDULE A. REAL PROPERTY

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a cotenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether husband, wife, or both own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. (See Schedule D.) If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim."

If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the property only in Schedule C - Property Claimed as Exempt.

Description and Location of Property Nature of Debtor's Wife, Property without Amount of	1235 Sanctuary Cr., Rockford IL (owned h wife, full value is listed)	J	215,000.00	150,000.00
Current Market Value of	Description and Location of Property	Wife, Joint, or	Property, without Deducting any Secured	Amount of Secured Claim

Sub-Total > 215,000.00 (Total of this page)

Total > **215,000.00**

(Report also on Summary of Schedules)

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In re	Stanley C Emery	Case No.	e No
-	· · ·	, Debtor	

SCHEDULE B. PERSONAL PROPERTY

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labeled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether husband, wife, or both own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

Do not list interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property."

	Type of Property	N O Description and Location of Property E	Husband, Wife, Joint, or Community	Current Market Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
1.	Cash on hand	X		
2.	Checking, savings or other financial accounts, certificates of deposit, or	Alpine Savings (account is joint with wife, full amount is listed)	J	13,000.00
	shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives.	Apline checking (Account is joint with wife, full amount is listed)	J	3,000.00
3.	Security deposits with public utilities, telephone companies, landlords, and others.	X		
4.	Household goods and furnishings, including audio, video, and computer equipment.	Misc. household goods and furnishings (owned jointly with wife - full value listed)	J	4,500.00
5.	Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.	X		
6.	Wearing apparel.	Clothing and personal items	J	500.00
7.	Furs and jewelry.	X		
8.	Firearms and sports, photographic, and other hobby equipment.	X		
9.	Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.	Employer provided term (Wife) and private pay tern (Husband)	n J	0.00
		(Total	Sub-Tota of this page)	al > 21,000.00

² continuation sheets attached to the Schedule of Personal Property

In	re Stanley C Emery	·	Case No.	
		Debtor		
		SCHEDULE B. PERSONAL PROPERT (Continuation Sheet)	ΓΥ	
	Type of Property	N O Description and Location of Property E	Husband, Wife, Joint, or Community	Current Market Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
0.	Annuities. Itemize and name each issuer.	х		
1.	Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Itemize.	IRA (2 seperate accounts, total of both listed)	J	50,000.00
2.	Stock and interests in incorporated and unincorporated businesses. Itemize.	Stock of Lamont Emery and Sons Concrete, Inc. (Business closed and secured creditor auctione off assets in Nov. 2004 - Business still has some accounts receivables, but were all garnished by judgement creditor)	ed)	0.00
		10 shares of Woodland Title Co.	J	1,250.00
3.	Interests in partnerships or joint ventures. Itemize.	X		
4.	Government and corporate bonds and other negotiable and nonnegotiable instruments.	X		
5.	Accounts receivable.	Lamont Emery and Sons Concrete Inc. (debtor's former business, now defunct) owes debtor \$16,000.00 collection is very unlikly	s J	1.00
6.	Alimony, maintenance, support, and property settlements to which the debtor is or may be entitled. Give particulars.	X		
7.	Other liquidated debts owing debtor including tax refunds. Give particulars.	x		
8.	Equitable or future interests, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule of Real Property.	X		
9.	Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	X		
		(T	Sub-Tota otal of this page)	al > 51,251.00

Sheet <u>1</u> of <u>2</u> continuation sheets attached to the Schedule of Personal Property

In	re Stanley C Emery	Case	No	
		Debtor ,		
		SCHEDULE B. PERSONAL PROPERTY		
		(Continuation Sheet)		
	Type of Property	N O Description and Location of Property E	Husband, Wife, Joint, or Community	Current Market Value of Debtor's Interest in Property without Deducting any Secured Claim or Exemption
20.	Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims. Give estimated value of each.	X		
21.	Patents, copyrights, and other intellectual property. Give particulars.	X		
22.	Licenses, franchises, and other general intangibles. Give particulars.	X		
23.	Automobiles, trucks, trailers, and	1995 Cavalier - daughter's car	J	800.00
	other vehicles and accessories.	1999 Cavalier - daughter's car she makes payments	J	4,000.00
		Honda CRV (leased)	-	0.00
24.	Boats, motors, and accessories.	X		
25.	Aircraft and accessories.	X		
26.	Office equipment, furnishings, and supplies.	X		
27.	Machinery, fixtures, equipment, and supplies used in business.	X		
28.	Inventory.	x		
29.	Animals.	X		
30.	Crops - growing or harvested. Give particulars.	x		
31.	Farming equipment and implements.	X		
32.	Farm supplies, chemicals, and feed.	X		
33.	Other personal property of any kind not already listed.	x		
			Sub-Tota	al > 4,800.00

Sheet <u>2</u> of <u>2</u> continuation sheets attached to the Schedule of Personal Property

(Report also on Summary of Schedules)

(Total of this page)

Total >

77,051.00

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In re	Stanley C Emery	Case No.	
· <u> </u>		Debtor	

SCHEDULE C. PROPERTY CLAIMED AS EXEMPT

Debtor elects the exemptions to which debtor is entitled under: [Check one box]

☐ 11 U.S.C. §522(b)(1): ☐ 11 U.S.C. §522(b)(2): Exemptions provided in 11 U.S.C. §522(d). Note: These exemptions are available only in certain states. Exemptions available under applicable nonbankruptcy federal laws, state or local law where the debtor's domicile has been located for the 180 days immediately preceding the filing of the petition, or for a longer portion of the 180-day period than in any other place, and the debtor's interest as a tenant by the entirety or joint tenant to the extent the interest is exempt from process under applicable nonbankruptcy law.

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Market Value of Property Without Deducting Exemption		
Real Property Location: 1235 Sanctuary Cr., Rockford IL (owned jointly with wife, full value is listed)	735 ILCS 5/12-901	7,500.00	215,000.00		
Household Goods and Furnishings Misc. household goods and furnishings (owned jointly with wife - full value listed)	735 ILCS 5/12-1001(b)	2,000.00	4,500.00		
Wearing Apparel Clothing and personal items	735 ILCS 5/12-1001(a)	500.00	500.00		
Interests in IRA, ERISA, Keogh, or Other Pension IRA (2 seperate accounts, total of both listed)	or Profit Sharing Plans 735 ILCS 5/12-704	100%	50,000.00		

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Form B6D (12/03)

In re	Stanley C Emery	Case No	
_		Debtor	

SCHEDULE D. CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests. List creditors in alphabetical order to the extent practicable. If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor", include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether husband, wife, both of them, or the marital community may be liable on each claim by placing an "H", "W", "J", or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent". If the claim is unliquidated, place an "X" in the column labeled "Unliquidated". If the claim is disputed, place an "X" in more than one of these three

columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

CREDITOR'S NAME, AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	Hu H W J C	sband, Wife, Joint, or Community DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND MARKET VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGEN	UZLLQULDAH	S P U T F	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION IF ANY
Account No.			Mortgage	Т	T E D			
COUNTRYWIDE HOME LOANS P.O. Box 10219 Van Nuys, CA 91410		J	Location: 1235 Sanctuary Cr., Rockford IL (owned jointly with wife, full value is listed)		D			
			Value \$ 215,000.00	1			150,000.00	0.00
Account No.	1		1999 Cavalier - daughter's car she			П	,	
GMAC P.O. Box 12699 Glendale, AZ 85318-2699		J	makes payments					
			Value \$ 4,000.00				3,500.00	0.00
Account No.			Value \$	-				
Account No.						П		
			Value \$					
				ubt	ota	1		
ontinuation sheets attached			(Total of the	nis p	pag	(e)	153,500.00	
			(Report on Summary of Sc		ota ule		153,500.00	

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In re	Stanley C Emery	Case No.
-		,
		Debtor

SCHEDULE E. CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor", include the entity on the appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether husband, wife, both of them or the marital community may be liable on each claim by placing an "H", "W", "J", or "C" in the column labeled "Husband, Wife, Joint, or Community".

"Unliquidated". If the claim is disputed, place an "X" in the column labeled "Disputed". (You may need to place an "X" in more than one of these three columns.)

in the box labeled "Total" on the last sheet of the completed schedule. Repeat this total also on the Summary of Schedules.

If the claim is contingent, place an "X" in the column labeled "Contingent". If the claim is unliquidated, place an "X" in the column labeled Report the total of claims listed on each sheet in the box labeled "Subtotal" on each sheet. Report the total of all claims listed on this Schedule E ■ Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E. TYPES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets.) ☐ Extensions of credit in an involuntary case Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(2). ☐ Wages, salaries, and commissions Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$10,000* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, which ever occurred first, to the extent provided in 11 U.S.C. § 507 (a)(3), as amended by § 1401 of Pub L. 109-8. ☐ Contributions to employee benefit plans Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4). ☐ Certain farmers and fishermen Claims of certain farmers and fishermen, up to \$4,925* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(5). ☐ Deposits by individuals Claims of individuals up to \$2,225* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(6). ☐ Alimony, Maintenance, or Support Claims of a spouse, former spouse, or child of the debtor for alimony, maintenance, or support, to the extent provided in 11 U.S.C. § 507(a)(7). ☐ Taxes and Certain Other Debts Owed to Governmental Units Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C § 507(a)(8). ☐ Commitments to Maintain the Capital of an Insured Depository Institution Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors

of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507(a)(9).

*Amounts are subject to adjustment on April 1, 2007, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

continuation sheets attached

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Form B6F (12/03)

In re	Stanley C Emery	Case No	
_		Debtor	

SCHEDULE F. CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor", include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether husband, wife, both of them, or the marital community maybe liable on each claim by placing an "H", "W", "J", or "C" in the column labeled "Husband, Wife, Joint, or Community".

If the claim is contingent, place an "X" in the column labeled "Contingent". If the claim is unliquidated, place an "X" in the column labeled "Unliquidated". If the claim is disputed, place an "X" in the column labeled "Disputed". (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

☐ Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

continuation sheets attached			(Total of t	Sub his			20,003.00
Account No. Chase / Bank One P.O. Box 15298 Wilmington, DE 19850-5298		J	Business - do not believe any personal liability	x			1.00
Central Laborers' Pension Fund c/o Daley & George, Ltd. 20 N. Clark Chicago, IL 60603		J	believe a personal judgement was entered	x			1.00
Account No. Barry McAnarney c/o Daley and George Ltd. 20 N. Clark Chicago, IL 60603 Account No.		J	Lawsuit 04 C 7166 - Business debt, do not	x			1.00
Account No. AMERICAN EXPRESS P.O. Box 297804 Ft. Lauderdale, FL 33329-7804		J	misc. charges	Ť	T E D		20,000.00
CREDITOR'S NAME, AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	C O D E B T O R	Hu H W J C		CONTINGENT	UNLIQUIDAT	l L	AMOUNT OF CLAIM

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Form B6F - Cont. (12/03)

In re	Stanley C Emery	Case No.	
_		Debtor ,	

SCHEDULE F. CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

CREDITOR'S NAME, AND MAILING ADDRESS	COD	Hu	sband, Wife, Joint, or Community	CON	U N	D I S	
INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions.)	CODEBTOR	C A M	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	NT I NG ENT	UNLIQUIDATED	PUTED	AMOUNT OF CLAIM
Account No.			Business policy - do not believe any personal liability	Т	T E D		
Cincinnati Insurance Co. P.O. Box 15874 Loves Park, IL 61132		J	Hability	х			4.00
Account No.	┢	-	Union fund - business debt - do not believe	-	L		1.00
Construction Industrial Funds P.O. Box 5803 Rockford, IL 61108	-	J	any personal liability	x			1.00
Account No.	┢	-	misc. charges		L		1.00
FIRST NATIONAL BANK OF OMAHA P.O. Box 3696 Omaha, NE 68103-0696	-	J					8,700.00
Account No.	┢	H	pension - business debt, do not believe any	H			3,7 33.33
Fox Valley Laborers Fund 2400 Big Timber Road Bulidng B Suite 206 Elgin, IL 60123		J	personal liability	x			1.00
Account No.			Pension - liability				
Iron Workers Fund P.O. Box Drawer M Lansing, IL 60438		J					495.00
Sheet no. 1 of 4 sheets attached to Schedule of		<u> </u>		Subt			9,198.00
Creditors Holding Unsecured Nonpriority Claims			(Total of t	his 1	pag	re)	3,133.00

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Form B6F - Cont. (12/03)

In re	Stanley C Emery	Case No.	
_		Debtor	

SCHEDULE F. CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

CREDITOR'S NAME,	C	Hu	sband, Wife, Joint, or Community	CO	U	[╕	
AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions.)	CODEBTOR	C J H	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	COXH - ZGHZH	UNLIQUIDATED	F	S P	AMOUNT OF CLAIM
Account No.	l		debt for business - do not believe any	Т	E			
John Fridh & Sons, Inc. 920 22 St Rockford, IL 61108		J	personal liability	х	D			1.00
Account No.	┢	H	Business debt - do not believe any personal	H	\vdash	t	+	
Larson & Larson Builders 5612 Industrial Ave. Loves Park, IL 61111		J	liabilty	x				1.00
Account No.	l		Business Debt - do not believe any personal			t	\dagger	
Marshall Erdman & Associates 5105 University Ave. P.O. Box 5649 Madison, WI 53705		J	liability	x				1.00
Account No.	Г	Г	Lawsuit			t	7	
Meyer Material c/o Joe Yalden 1318 E. State Street Rockford, IL 61104		J						51,000.00
Account No.	T		possible liability			t	\dagger	
North Boone School District 100 Ray St. Poplar Grove, IL 61065		J		x				1.00
Sheet no. 2 of 4 sheets attached to Schedule of				Subt	ota	ıl	7	51,004.00
Creditors Holding Unsecured Nonpriority Claims			(Total of t	his 1	pag	ze`) [31,004.00

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Form B6F - Cont. (12/03)

In re	Stanley C Emery	Case No.	
_		Debtor ,	

SCHEDULE F. CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

CREDITOR'S NAME, AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions.)	C O D E B T O R	C H M	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE. Business debt - do not beleive any personal	CONT - NGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
Professional Construction 221 Secretariat's Way Belvidere, IL 61008		J	liability	x			1.00
Account No. Reitzel Constrution 8100 E. Riverside Blvd. Loves Park, IL 61111		J	Business debt - do not beleive any personal liability	x			1.00
Account No. Ringland Johnson Construction 1725 Huntwood Drive Cherry Valley, IL 61016		J	Material and services Business debt - do not beleive there is any personal liability	x			1.00
Account No. Rockford Industrial Welding Supply 4646 Linden Road Rockford, IL 61109		J	supplies - business debt, do not believe any personal liability	x			1.00
Account No. SAM'S CLUB P.O. Box 105994 Atlanta, GA 30348-5994		J	merchandise				240.00
Sheet no. 3 of 4 sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims			Yotal of t	Subt			244.00

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Form B6F - Cont. (12/03)

In re	Stanley C Emery	Case No.	
		Debtor ,	

SCHEDULE F. CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

						_	
CREDITOR'S NAME,	O C	1	sband, Wife, Joint, or Community		N	I	
AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions.)	CODEBTOR	C A H	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.		U		AMOUNT OF CLAIM
Account No.	1		Business debt - do not believe any personal	T	E		
Stenstrom Construction 2420 20th St. Rockford, IL 61104		J	liability	x			
							1.00
Account No. Teng Construction LLC			Business debt - do not beleive any personal liability				
205 N. Michigan Ave. Chicago, IL 60601		J		X			
							1.00
Account No.			possible liability				
Western Surety Company 3500 Lacey Road Downers Grove, IL 60515		J		x			
							1.00
Account No.	╁			\vdash			
	1						
Account No.	╁			\vdash			
	1						
Sheet no4 of _4 sheets attached to Schedule of				Subt	Oto	1	
Creditors Holding Unsecured Nonpriority Claims			(Total of t				3.00
					`ota		90 452 00
			(Report on Summary of So	hed	lule	es)	80,452.00

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In re	Stanley C Emery	Case No			
		Debtor			
	SCHEDULE G. EXECUTOR	Y CONTRACTS AND UNEXPIRED LEASES			
	Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser," "Agent," etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described.				
	NOTE: A party listed on this schedule will not receive schedule of creditors.	e notice of the filing of this case unless the party is also scheduled in the appropriate			
	\square Check this box if debtor has no executory contracts	or unexpired leases.			
-	Name and Mailing Address, Including Zip Code, of Other Parties to Lease or Contract	Description of Contract or Lease and Nature of Debtor's Interest. State whether lease is for nonresidential real property. State contract number of any government contract.			

AMERICAN HONDA FINANCE CORP. 1235 Old Alpharetta Rd., Ste 190 Attn: Bankruptcy Dept. Alpharetta, GA 30005

Lease of Honda CRV

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In re	Stanley C Emery		Case No.	
		Debtor	<u></u>	

SCHEDULE H. CODEBTORS

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by debtor in the schedules of creditors. Include all guarantors and co-signers. In community property states, a married debtor not filing a joint case should report the name and address of the nondebtor spouse on this schedule. Include all names used by the nondebtor spouse during the six years immediately preceding the commencement of this case.

☐ Check this box if debtor has no codebtors.

NAME AND ADD	RESS OF CODEBTOR	NAME AND ADDRESS OF CREDITOR	
Lindsay Emery 4120 Crosby Str Rockford, IL 611		GMAC P.O. Box 12699 Glendale, AZ 85318-2699	
Suans K. Emery 1235 Sanctuary Rockford, IL 611	Cr.	COUNTRYWIDE HOME LOANS P.O. Box 10219 Van Nuys, CA 91410	

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Form B6I (12/03)

In re	Stanley C Emery		Case No.	
		Debtor(s)		

SCHEDULE I. CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by a married debtor in a chapter 12 or 13 case whether or not a joint petition is filed unless the spouses are separated and a joint petition is not filed.

whether or not a joint petition is file	ed, unless the spouses are separated and a joint pe	etition is not f	iled.		
Debtor's Marital Status:	DEPENDENTS OF I	DEBTOR ANI	O SPOUSE		
Married	RELATIONSHIP Daughter	AGE 17			
EMPLOYMENT	DEBTOR	<u> </u>	SPOUSE		
	ealtor				
Name of Employer P	rudential Crosby Realtors	Rockford He	alth System		
How long employed 3	months				
Address of Employer					
INCOME: (Estimate of average n	nonthly income)		DEBTOR		SPOUSE
	ry, and commissions (pro rate if not paid monthly	y)	2,119.00	\$	5,696.00
Estimated monthly overtime		\$_	0.00	\$	0.00
SUBTOTAL		\$_	2,119.00	\$	5,696.00
LESS PAYROLL DEDUCTION a. Payroll taxes and social sectors. b. Insurance c. Union dues d. Other (Specify) Pensi	curity	\$ _ \$ _ \$ _ \$ _	0.00 0.00 0.00 0.00 0.00	\$ \$ \$ \$	1,014.00 293.00 0.00 100.00 0.00
SUBTOTAL OF PAYROLL	DEDUCTIONS	\$_	0.00	\$	1,407.00
TOTAL NET MONTHLY TAKE	HOME PAY	\$_	2,119.00	\$	4,289.00
Regular income from operation of	business or profession or farm (attach detailed st	tatement) \$	0.00	\$	0.00
Income from real property	`	\$	0.00	\$	0.00
Interest and dividends		\$ _	0.00	\$	0.00
of dependents listed above Social security or other governmen	payments payable to the debtor for the debtor's us nt assistance	se or that	0.00	\$	0.00
(Specify)		\$_	0.00	\$	0.00
		\$	0.00	\$_	0.00
Pension or retirement income Other monthly income		\$_	0.00	\$	0.00
(Cmagifu)		\$	0.00	\$	0.00
(~p*****)		\$	0.00	\$ _	0.00
TOTAL MONTHLY INCOME		\$_	2,119.00	\$	4,289.00
TOTAL COMBINED MONTHLY	Y INCOME \$ 6,408.0	(Re	port also on Sum	mary o	of Schedules)

Describe any increase or decrease of more than 10% in any of the above categories anticipated to occur within the year following the filing of this document:

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In re	Stanley C Emery		Case No.	
		Debtor(s)		

SCHEDULE J. CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)

Are real estate taxes included? Yes No X	expenditures labeled "Spouse."	plete a separate	schedule of
Sproperty insurance included?	Rent or home mortgage payment (include lot rented for mobile home)	\$	1,550.00
Sproperty insurance included?	Are real estate taxes included? Yes No _X		
Water and sewer S 35.00 Telephone S D0.00 Other See Detailed Expense Attachment S D0.00 Food S S D0.00 Food S S D0.00 Clothing S D0.00 Clothing S D0.00 Laundry and dry cleaning S D0.00 Medical and dental expenses	Is property insurance included? Yes No _X		
Telephone	, e	\$	200.00
See Detailed Expense Attachment \$ 215.6		\$	35.00
Home maintenance (repairs and upkeep) 100.6 100.		\$	50.00
Food		\$	
Clothing		\$	
Laundry and dry cleaning \$ 50.00 Medical and dental expenses \$ 100.00 Transportation (not including car payments) \$ 250.00 Recreation, clubs and entertainment, newspapers, magazines, etc. \$ 125.00 Charitable contributions \$ 0.00 Insurance (not deducted from wages or included in home mortgage payments) \$ 35.00 Life		\$	450.00
Medical and dental expenses \$ 100.0 Transportation (not including car payments) \$ 250.0 Recreation, clubs and entertainment, newspapers, magazines, etc. \$ 0.0 Charitable contributions \$ 0.0 Insurance (not deducted from wages or included in home mortgage payments) \$ 0.0 Health \$ 0.0 Health \$ 0.0 Auto \$ 0.0 Other \$ 0.0 Taxes (not deducted from wages or included in home mortgage payments) \$ 0.0 Taxes (not deducted from wages or included in home mortgage payments) \$ 0.0 Taxes (not deducted from wages or included in home mortgage payments) \$ 0.0 Installment payments: (In chapter 12 and 13 cases, do not list payments to be included in the plan.) \$ 0.0 Other Auto lease \$ 399.0 Other Wife's car payment \$ 0.0 Alimony, maintenance, and support paid to others \$ 0.0 Payments for support of additional dependents not living at your home \$ 0.0 Regular expenses from operation of business, profession, or farm (attach detailed statement) \$ 0.0 Other See Detailed Expense Attachment \$ 0.0		\$	
Transportation (not including car payments) \$ 250.00 Recreation, clubs and entertainment, newspapers, magazines, etc. \$ 125.00 Charitable contributions		\$	50.00
Recreation, clubs and entertainment, newspapers, magazines, etc. \$ 125.6		\$	100.00
Charitable contributions \$ 0.0 Insurance (not deducted from wages or included in home mortgage payments) \$ 35.0 Life		\$	250.00
Homeowner's or renter's \$ 35.0 Life		\$	
Homeowner's or renter's \$ 35.6 Life		\$	0.00
Life			
Health Auto Other Specify Real Estate Specified Experse Attachment Specified to inform some stages on included in home mortgage payments to be included in the plan.) Auto Other Auto lease Specified Wife's car payment Specified Specifie		\$	35.00
Auto Other Specify Real Estate Specify Other Oth		\$	0.00
Other Taxes (not deducted from wages or included in home mortgage payments) (Specify) Real Estate \$ 600.0 Installment payments: (In chapter 12 and 13 cases, do not list payments to be included in the plan.) Auto Other O	Health	\$	0.00
Taxes (not deducted from wages or included in home mortgage payments) (Specify) Real Estate \$ 600.0 Installment payments: (In chapter 12 and 13 cases, do not list payments to be included in the plan.) Auto Other Other Other Other Other Other Other See Detailed Expense Attachment Total MONTHLY EXPENSES (Report also on Summary of Schedules) A. Total projected monthly income A. Total projected monthly expenses C. Excess income (A minus B) Real Estate \$ 600.0 \$ 600.0 \$ 600.0 \$ 0.0		\$	
Regular expenses from operation of business, profession, or farm (attach detailed statement) See Detailed Expense Attachment See Detailed Expense See Detailed Expens		\$	0.00
Installment payments: (In chapter 12 and 13 cases, do not list payments to be included in the plan.) Auto Other O			
Auto Other Support of additional dependents not living at your home \$ 0.0 Compared to the properties of support of additional dependents not living at your home \$ 0.0 Compared to the properties of the propertie	\\\-\tau_1\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\	\$	600.00
Other See Detailed Expense Attachment See Detailed Expense See Detailed Expense Attachment See Detailed Expense See Detailed Expen	Installment payments: (In chapter 12 and 13 cases, do not list payments to be included in the plan.)		
Other Other Other Other Other Other Other Other Alimony, maintenance, and support paid to others Payments for support of additional dependents not living at your home Regular expenses from operation of business, profession, or farm (attach detailed statement) Other See Detailed Expense Attachment TOTAL MONTHLY EXPENSES (Report also on Summary of Schedules) [FOR CHAPTER 12 AND 13 DEBTORS ONLY] Provide the information requested below, including whether plan payments are to be made bi-weekly, monthly, annually, or at some other regular interval. A. Total projected monthly income B. Total projected monthly expenses C. Excess income (A minus B) 482.5 60.0 60.0 60.0 683.6 683.		\$	0.00
Other Alimony, maintenance, and support paid to others Payments for support of additional dependents not living at your home Regular expenses from operation of business, profession, or farm (attach detailed statement) Other See Detailed Expense Attachment TOTAL MONTHLY EXPENSES (Report also on Summary of Schedules) FOR CHAPTER 12 AND 13 DEBTORS ONLY] Provide the information requested below, including whether plan payments are to be made bi-weekly, monthly, annually, or at some other regular interval. A. Total projected monthly income B. Total projected monthly expenses C. Excess income (A minus B) **O.C.** Other** **O.C.** Other*		\$	399.00
Alimony, maintenance, and support paid to others Payments for support of additional dependents not living at your home Regular expenses from operation of business, profession, or farm (attach detailed statement) See Detailed Expense Attachment TOTAL MONTHLY EXPENSES (Report also on Summary of Schedules) FOR CHAPTER 12 AND 13 DEBTORS ONLY] Provide the information requested below, including whether plan payments are to be made bi-weekly, monthly, annually, or at some other regular interval. A. Total projected monthly income B. Total projected monthly expenses C. Excess income (A minus B) \$ 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0	Other Wife's car payment	\$	482.59
Payments for support of additional dependents not living at your home Regular expenses from operation of business, profession, or farm (attach detailed statement) See Detailed Expense Attachment TOTAL MONTHLY EXPENSES (Report also on Summary of Schedules) [FOR CHAPTER 12 AND 13 DEBTORS ONLY] Provide the information requested below, including whether plan payments are to be made bi-weekly, monthly, annually, or at some other regular interval. A. Total projected monthly income B. Total projected monthly expenses C. Excess income (A minus B) \$ 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0	Other	\$	0.00
Regular expenses from operation of business, profession, or farm (attach detailed statement) Other See Detailed Expense Attachment TOTAL MONTHLY EXPENSES (Report also on Summary of Schedules) [FOR CHAPTER 12 AND 13 DEBTORS ONLY] Provide the information requested below, including whether plan payments are to be made bi-weekly, monthly, annually, or at some other regular interval. A. Total projected monthly income B. Total projected monthly expenses C. Excess income (A minus B) \$ 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0	Alimony, maintenance, and support paid to others	\$	0.00
Other See Detailed Expense Attachment \$ 683.0 TOTAL MONTHLY EXPENSES (Report also on Summary of Schedules) \$ 5,624.5 FOR CHAPTER 12 AND 13 DEBTORS ONLY] Provide the information requested below, including whether plan payments are to be made bi-weekly, monthly, annually, or at some other regular interval. A. Total projected monthly income \$ 6,408.0 B. Total projected monthly expenses \$ 5,624.5 C. Excess income (A minus B) \$ 783.4	Payments for support of additional dependents not living at your home	\$	0.00
TOTAL MONTHLY EXPENSES (Report also on Summary of Schedules) [FOR CHAPTER 12 AND 13 DEBTORS ONLY] Provide the information requested below, including whether plan payments are to be made bi-weekly, monthly, annually, or at some other regular interval. A. Total projected monthly income B. Total projected monthly expenses C. Excess income (A minus B) \$ 5,624.5	Regular expenses from operation of business, profession, or farm (attach detailed statement)	\$	0.00
FOR CHAPTER 12 AND 13 DEBTORS ONLY] Provide the information requested below, including whether plan payments are to be made bi-weekly, monthly, annually, or at some other regular interval. A. Total projected monthly income B. Total projected monthly expenses C. Excess income (A minus B) \$ 6,408.0 \$ 5,624.5 \$ 783.4	Other See Detailed Expense Attachment	\$	683.00
[FOR CHAPTER 12 AND 13 DEBTORS ONLY] Provide the information requested below, including whether plan payments are to be made bi-weekly, monthly, annually, or at some other regular interval. A. Total projected monthly income B. Total projected monthly expenses C. Excess income (A minus B) \$ 6,408.0 \$ 5,624.5 \$ 783.4	TOTAL MONTHLY EXPENSES (Report also on Summary of Schedules)	\$	5,624.59
Provide the information requested below, including whether plan payments are to be made bi-weekly, monthly, annually, or at some other regular interval. A. Total projected monthly income B. Total projected monthly expenses C. Excess income (A minus B) \$ 6,408.0 \$ 5,624.5 783.4		Ψ	
A. Total projected monthly income \$ 6,408.0 B. Total projected monthly expenses \$ 5,624.5 C. Excess income (A minus B) \$ 783.4	Provide the information requested below, including whether plan payments are to be made bi-weekly, n	nonthly, annual	ly, or at some
B. Total projected monthly expenses C. Excess income (A minus B) \$ 5,624.5 783.4	-	\$	6,408.00
C. Excess income (A minus B) \$ 783.4		\$	5,624.59
		\$	783.41
		\$ 	780.00

In re	Case 05-74105 Stanley C Emery	Doc 1		Entered 08/13/ Page 20 of 38 Debtor(s)	705 10:16:27 Case No		
	SCHEDULE	J. CURR		TURES OF INDI	VIDUAL DEI	BTOR(S)	
Other U	Jtility Expenditures:						
Cable						\$	115.00
Cellula	r				<u> </u>	\$	100.00
Total (Other Utility Expenditure	es				\$	215.00
Other I	Expenditures:						
Assoc	ation Dues					\$	160.00
EST - v	vithholding \$2119.00 x .2	0				\$	423.00
Busine	ess expenses - mileage, c	lues, supp	lies per month			\$	100.00

Total Other Expenditures

683.00

\$

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United States Bankruptcy Court Northern District of Illinois

	Northern Di	istrict of infinois		
e Stanley C Emery			Case No.	
		Debtor(s)	Chapter	13
DECLARATI	ON CONCERN	IING DERTOR	'S SCHEDIII	FC
DECLARATI	ION CONCERN	ING DEDICK	SCIEDUL	LS
DECLARATION UN	NDER PENALTY C	OF PERJURY BY	INDIVIDUAL D	EBTOR
I declare under penalty of p	eriury that I have rea	nd the foregoing sur	nmary and schedul	les consisting of
knowledge, information, and belief.				
e August 13, 2005	Signature	/s/ Stanley C Eme	ery	
	_	Stanley C Emery	•	

Penalty for making a false statement or concealing property: Fine of up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C. §§ 152 and 3571.

Debtor

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Form 7 (12/03)

United States Bankruptcy Court Northern District of Illinois

In re	Stanley C Emery		Case No.	
		Debtor(s)	Chapter	13

STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs.

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 - 25. **If the answer to an applicable question is "None," mark the box labeled "None."** If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

DEFINITIONS

"In business." A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within the six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed.

"Insider." The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any owner of 5 percent or more of the voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. § 101.

1. Income from employment or operation of business

None

State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the **two years** immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT \$25,634.00	SOURCE (if more than one) 2005 - Wife - Wages
\$45,442.00	2004 - Wife - Wages
\$48,261.00	2003 - Wife - Wages
\$89,945.00	2003 - Wages - Husband
\$63,040.00	2004 - Wages - Husband
\$11,519.00	2005 - Wages - Husband - Gross commission without deductions for any taxes or expenses

2. Income other than from employment or operation of business

None

State the amount of income received by the debtor other than from employment, trade, profession, or operation of the debtor's business during the two years immediately preceding the commencement of this case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income for each spouse whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT SOURCE

\$4,936.00 2005 - Husband - unemployment

3. Payments to creditors

None

a. List all payments on loans, installment purchases of goods or services, and other debts, aggregating more than \$600 to any creditor, made within 90 days immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS DATES OF AMOUNT STILL OF CREDITOR **PAYMENTS** AMOUNT PAID OWING

b. List all payments made within one year immediately preceding the commencement of this case to or for the benefit of creditors who

are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR AND

AMOUNT STILL

2

RELATIONSHIP TO DEBTOR

DATE OF PAYMENT

AMOUNT PAID

OWING

4. Suits and administrative proceedings, executions, garnishments and attachments

None П

a. List all suits and administrative proceedings to which the debtor is or was a party within one year immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

CAPTION OF SUIT AND CASE NUMBER **Central Laborers' Pension** Fund et. al v. Lemont Emery and Sons and Stanley Emery 04 C 7166

COURT OR AGENCY STATUS OR NATURE OF PROCEEDING DISPOSITION AND LOCATION Northern District of Illinios -Lawsuit for damages

Eastern Division

Pending

Meyer Material Co. v. Emery Collection Winnebago County **Judgment Entered** 04 L 314

None b. Describe all property that has been attached, garnished or seized under any legal or equitable process within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not

filed.)

DATE OF SEIZURE

BENEFIT PROPERTY WAS SEIZED

NAME AND ADDRESS OF PERSON FOR WHOSE

DESCRIPTION AND VALUE OF **PROPERTY**

5. Repossessions, foreclosures and returns

None

List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF

CREDITOR OR SELLER

DATE OF REPOSSESSION, FORECLOSURE SALE, TRANSFER OR RETURN

DESCRIPTION AND VALUE OF PROPERTY

3

6. Assignments and receiverships

None

a. Describe any assignment of property for the benefit of creditors made within **120 days** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

DATE OF

NAME AND ADDRESS OF ASSIGNEE

ASSIGNMENT

TERMS OF ASSIGNMENT OR SETTLEMENT

None

b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS

NAME AND LOCATION OF COURT CASE TITLE & NUMBER

DATE OF ORDER DESCRIPTION AND VALUE OF

PROPERTY

7. Gifts

OF CUSTODIAN

None

List all gifts or charitable contributions made within **one year** immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF PERSON OR ORGANIZATION RELATIONSHIP TO DEBTOR, IF ANY

DATE OF GIFT

DESCRIPTION AND

VALUE OF GIFT

8. Losses

None

List all losses from fire, theft, other casualty or gambling within **one year** immediately preceding the commencement of this case **or since the commencement of this case.** (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

DESCRIPTION AND VALUE OF PROPERTY

DESCRIPTION OF CIRCUMSTANCES AND, IF LOSS WAS COVERED IN WHOLE OR IN PART BY INSURANCE, GIVE PARTICULARS

DATE OF LOSS

9. Payments related to debt counseling or bankruptcy

None

List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of the petition in bankruptcy within **one year** immediately preceding the commencement of this case.

NAME AND ADDRESS
OF PAYEE
Brian A. Hart Law Offices
308 W. State St.
Suite M-8
Rockford, IL 61108

DATE OF PAYMENT, NAME OF PAYOR IF OTHER THAN DEBTOR AMOUNT OF MONEY
OR DESCRIPTION AND VALUE
OF PROPERTY
Amount disclosed on
Statement of Compensation

10. Other transfers

None

List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF TRANSFEREE, RELATIONSHIP TO DEBTOR **Merrill Lynch**

DATE

DESCRIBE PROPERTY TRANSFERRED
AND VALUE RECEIVED
Merrill Lynch has ucc on all equipement and building. Auction conducted in November 2004 and all proceeds went to Merrill Lynch.

11. Closed financial accounts

None

List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within **one year** immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF INSTITUTION

Merrill Lynch Accounts

TYPE OF ACCOUNT, LAST FOUR DIGITS OF ACCOUNT NUMBER, AND AMOUNT OF FINAL BALANCE Brokerage

AMOUNT AND DATE OF SALE OR CLOSING \$2,000 in 2004

12. Safe deposit boxes

None

List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF BANK OR OTHER DEPOSITORY NAMES AND ADDRESSES OF THOSE WITH ACCESS TO BOX OR DEPOSITORY

DESCRIPTION OF CONTENTS DATE OF TRANSFER OR SURRENDER, IF ANY

13. Setoffs

None

List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within **90 days** preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR

DATE OF SETOFF

AMOUNT OF SETOFF

14. Property held for another person

None

List all property owned by another person that the debtor holds or controls.

NAME AND ADDRESS OF OWNER

DESCRIPTION AND VALUE OF PROPERTY

LOCATION OF PROPERTY

15. Prior address of debtor

None

If the debtor has moved within the **two years** immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

ADDRESS NAME USED DATES OF OCCUPANCY

16. Spouses and Former Spouses

None

If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the **six-year period** immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state.

NAME

17. Environmental Information.

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes, or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law

None

a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law:

NAME AND ADDRESS OF DATE OF ENVIRONMENTAL GOVERNMENTAL UNIT NOTICE LAW

None b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous

Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

NAME AND ADDRESS OF DATE OF ENVIRONMENTAL SITE NAME AND ADDRESS GOVERNMENTAL UNIT NOTICE LAW

None c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law w

None c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

NAME AND ADDRESS OF GOVERNMENTAL UNIT

SITE NAME AND ADDRESS

AL UNIT DOCKET NUMBER STATUS OR DISPOSITION

18. Nature, location and name of business

None

NAME

a. If the debtor is an individual, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partnership, sole proprietorship, or was a self-employed professional within the **six years** immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within the **six years** immediately preceding the commencement of this case.

If the debtor is a partnership, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within the **six years** immediately preceding the commencement of this case.

If the debtor is a corporation, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities within the **six years** immediately preceding the commencement of this case.

TAXPAYER
I.D. NO. (EIN) ADDRESS NATURE OF BUSINESS DATES

BEGINNING AND ENDING
DATES

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b. Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101. None

ADDRESS NAME

The following questions are to be completed by every debtor that is a corporation or partnership and by any individual debtor who is or has been, within the six years immediately preceding the commencement of this case, any of the following: an officer, director, managing executive, or owner of more than 5 percent of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or otherwise self-employed.

(An individual or joint debtor should complete this portion of the statement only if the debtor is or has been in business, as defined above, within the six years immediately preceding the commencement of this case. A debtor who has not been in business within those six years should go directly to the signature page.)

19. Books, records and financial statements

None

a. List all bookkeepers and accountants who within the two years immediately preceding the filing of this bankruptcy case kept or supervised the keeping of books of account and records of the debtor.

NAME AND ADDRESS DATES SERVICES RENDERED

None b. List all firms or individuals who within the two years immediately preceding the filing of this bankruptcy case have audited the books of account and records, or prepared a financial statement of the debtor.

NAME **ADDRESS** DATES SERVICES RENDERED

None c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account and records of the debtor. If any of the books of account and records are not available, explain.

NAME **ADDRESS**

None d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial statement was issued within the two years immediately preceding the commencement of this case by the debtor.

NAME AND ADDRESS **DATE ISSUED**

INVENTORY SUPERVISOR

20. Inventories

DATE OF INVENTORY

None a. List the dates of the last two inventories taken of your property, the name of the person who supervised the taking of each inventory, and the dollar amount and basis of each inventory.

DOLLAR AMOUNT OF INVENTORY (Specify cost, market or other basis)

None b. List the name and address of the person having possession of the records of each of the two inventories reported in a., above.

NAME AND ADDRESSES OF CUSTODIAN OF INVENTORY DATE OF INVENTORY RECORDS

21. Current Partners, Officers, Directors and Shareholders

a. If the debtor is a partnership, list the nature and percentage of partnership interest of each member of the partnership.

NAME AND ADDRESS NATURE OF INTEREST PERCENTAGE OF INTEREST Case 05-74105 Doc 1 Filed 08/13/05 Entered 08/13/05 10:16:27 Desc Main Document Page 28 of 38

None b. If the debtor is a corporation, list all officers and directors of the corporation, and each stockholder who directly or indirectly owns,

controls, or holds 5 percent or more of the voting or equity securities of the corporation.

NAME AND ADDRESS

TITLE

NATURE AND PERCENTAGE OF STOCK OWNERSHIP

22. Former partners, officers, directors and shareholders

None

a. If the debtor is a partnership, list each member who withdrew from the partnership within **one year** immediately preceding the commencement of this case.

ADDRESS NAME

DATE OF WITHDRAWAL

7

None b. If the debtor is a corporation, list all officers, or directors whose relationship with the corporation terminated within one year

immediately preceding the commencement of this case.

NAME AND ADDRESS DATE OF TERMINATION

23. Withdrawals from a partnership or distributions by a corporation

None

If the debtor is a partnership or corporation, list all withdrawals or distributions credited or given to an insider, including compensation in any form, bonuses, loans, stock redemptions, options exercised and any other perquisite during one year immediately preceding the commencement of this case.

NAME & ADDRESS OF RECIPIENT, RELATIONSHIP TO DEBTOR

DATE AND PURPOSE OF WITHDRAWAL

AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY

24. Tax Consolidation Group.

None

If the debtor is a corporation, list the name and federal taxpayer identification number of the parent corporation of any consolidated group for tax purposes of which the debtor has been a member at any time within the six-year period immediately preceding the commencement of the case.

NAME OF PARENT CORPORATION

TAXPAYER IDENTIFICATION NUMBER

25. Pension Funds.

None

If the debtor is not an individual, list the name and federal taxpayer identification number of any pension fund to which the debtor, as an employer, has been responsible for contributing at any time within the six-year period immediately preceding the commencement of the case.

NAME OF PENSION FUND

TAXPAYER IDENTIFICATION NUMBER

DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachments thereto and that they are true and correct.

Date August 13, 2005 Signature /s/ Stanley C Emery

Stanley C Emery

Debtor

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571

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United States Bankruptcy Court
Northern District of Illinois

In re	Stanley C Emery		Case No.	Case No.
		Debtor(s)	Chapter	13

	DISCLOSURE OF COMPENSATION	OF ATTORNEY FOR	DEBTOR(S)		
1.	Pursuant to 11 U.S.C. § 329(a) and Bankruptcy Rule 2016(b), I certify that I am the attorney for the above-named debtor and that compensation paid to me within one year before the filing of the petition in bankruptcy, or agreed to be paid to me, for services rendered or to be rendered on behalf of the debtor(s) in contemplation of or in connection with the bankruptcy case is as follows:				
	For legal services, I have agreed to accept	\$	2,200.00		
	Prior to the filing of this statement I have received	\$ <u></u>	0.00		
	Balance Due	\$	2,200.00		
2.	\$194.00 of the filing fee has been paid.				
3.	The source of the compensation paid to me was:				
	■ Debtor □ Other (specify):				
4.	The source of compensation to be paid to me is:				
	■ Debtor □ Other (specify):				
5.	■ I have not agreed to share the above-disclosed compensation with a	ny other person unless they are n	nembers and associates of my la	w firm.	
	☐ I have agreed to share the above-disclosed compensation with a pecopy of the agreement, together with a list of the names of the people			firm. A	
6.	In return for the above-disclosed fee, I have agreed to render legal service. Analysis of the debtor's financial situation, and rendering advice to the preparation and filing of any petition, schedules, statement of affairs concentration of the debtor at the meeting of creditors and confirmed. [Other provisions as needed] Negotiations with secured creditors to reduce to make the reaffirmation agreements and applications as needed 522(f)(2)(A) for avoidance of liens on household good	he debtor in determining whethe and plan which may be required ation hearing, and any adjourned narket value; exemption pla led; preparation and filing	r to file a petition in bankruptcy; ; hearings thereof; anning; preparation and fil	ling of	
7.	By agreement with the debtor(s), the above-disclosed fee does not include Representation of the debtors in any dischargeability any other adversary proceeding.	de the following service:	ances, relief from stay acti	ons or	
	CERTIFICA	ATION			
this	I certify that the foregoing is a complete statement of any agreement of shankruptcy proceeding.	r arrangement for payment to m	e for representation of the debto	or(s) in	
Da	ted: August 13, 2005 /s/ E	Brian A. Hart			
	Bria	n A. Hart			
		in A. Hart Law Offices, P.C. W. State Street			
	Suit	е М8			
		kford, IL 61101 -964-4278 Fax: 815-964-428	20		
	013	307 7210 1 ax. 013-304-420	···		

02/03/04 rev.

UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS

RIGHTS AND RESPONSIBILITIES AGREEMENT BETWEEN CHAPTER 13 DEBTORS AND THEIR ATTORNEYS (Model Retention Agreement)

Chapter 13 gives debtors important rights, such as the right to keep property that could otherwise be lost through repossession or foreclosure—but Chapter 13 also puts burdens on debtors, such as the burden of making complete and truthful disclosures of their financial situation. It is important for debtors who file a Chapter 13 bankruptcy case to understand their rights and responsibilities in bankruptcy. In this connection, the advice of an attorney is often crucial. Debtors are entitled to expect certain services to be performed by their attorneys, but again, debtors have responsibilities to their attorneys also. In order to assure that debtors and their attorneys understand their rights and responsibilities in the Chapter 13 process, the judges of the Bankruptcy Court for the Northern District of Illinois have approved the following agreement, setting out the rights and responsibilities of both debtors in Chapter 13 and their attorneys. By signing this agreement, debtors and their attorneys accept these responsibilities.

BEFORE THE CASE IS FILED

THE DEBTOR AGREES TO:

- 1. Discuss with the attorney the debtor's objectives in filing the case.
- 2. Provide the attorney with full, accurate and timely information, financial and otherwise, including properly documented proof of income.

THE ATTORNEY AGREES TO:

- 1. Personally counsel the debtor regarding the advisability of filing either a Chapter 13 or a Chapter 7 case, discuss both procedures (as well as non-bankruptcy options) with the debtor, and answer the debtor's questions.
- 2. Personally explain to the debtor that the attorney is being engaged to represent the debtor on all matters arising in the case, as required by Local Bankruptcy rule and explain how and when the attorney's fees and the trustee's fees are determined and paid.
- 3. Personally review with the debtor and sign the completed petition, plan, statements, and schedules, as well as all amendments thereto, whether filed with the petition or later. (The schedules may be initially prepared with the help of clerical or paralegal staff of the attorney's office, but personal attention of the attorney is required for the review and signing.)

- 4. Timely prepare and file the debtor's petition, plan, statements, and schedules.
- 5. Explain to the debtor how, when, and where to make all necessary payments, including both payments that must be made directly to creditors and payments that must be made to the Chapter 13 trustee, with particular attention to housing and vehicle payments.
- 6. Advise the debtor of the need to maintain appropriate insurance.

AFTER THE CASE IS FILED

THE DEBTOR AGREES TO:

- 1. Make the required payments to the trustee and to whatever creditors are being paid directly, or, if required payments cannot be made, to notify the attorney immediately.
- 2. Appear punctually at the meeting of creditors (also called the "341 meeting") with recent proof of income and a picture identification card. (If the identification card does not include the debtor's social security number, the debtor will also bring to the meeting a social security card.) The debtor must be present in time for check-in and when the case is called for the actual examination.
- 3. Notify the attorney of any change in the debtor's address or telephone number.
- 4. Inform the attorney of any wage garnishments or liens or levies on assets that occur or continue after the filing of the case.
- 5. Contact the attorney immediately if the debtor loses employment, has a significant change in income, or experiences any other significant change in financial situation (such as serious illness, lottery winnings, or an inheritance).
- 6. Notify the attorney if the debtor is sued or wishes to file a lawsuit (including divorce).
- 7. Inform the attorney if any tax refunds to which the debtor is entitled are seized or not received when due from the IRS or Illinois Department of Revenue.
- 8. Contact the attorney before buying, refinancing, or selling real property, and before entering into any loan agreement.

THE ATTORNEY AGREES TO:

- 1. Advise the debtor of the requirement to attend the meeting of creditors, and notify the debtor of the date, time, and place of the meeting.
- 2. Inform the debtor that the debtor must be punctual and, in the case of a joint filing, that both spouses must appear at the same meeting.

- 3. Provide knowledgeable legal representation for the debtor at the meeting of creditors (in time for check-in and the actual examination) and, unless excused by the trustee, for the confirmation hearing.
- 4. If the attorney will be employing another attorney to attend the 341 meeting or any court hearing, personally explain to the debtor in advance, the role and identity of the other attorney and provide the other attorney with the file in sufficient time to review it and properly represent the debtor.
- 5. Timely submit to the Chapter 13 trustee properly documented proof of income for the debtor, including business reports for self-employed debtors.
- 6. Timely respond to objections to plan confirmation and, where necessary, prepare, file, and serve an amended plan.
- 7. Timely prepare, file, and serve any necessary amended statements and schedules and any change of address, in accordance with information provided by the debtor.
- 8. Monitor all incoming case information (including, but not limited to, Order Confirming Plan, Notice of Intent to Pay Claims, and 6-month status reports) for accuracy and completeness. Contact the trustee promptly regarding any discrepancies.
- 9. Be available to respond to the debtor's questions throughout the term of the plan.
- 10. Prepare, file, and serve timely modifications to the plan after confirmation, when necessary, including modifications to suspend, lower, or increase plan payments.
- 11. Prepare, file, and serve necessary motions to buy or sell property and to incur debt.
- 12. Object to improper or invalid claims.
- 13. Timely respond to the Chapter 13 trustee's motions to dismiss the case, such as for payment default, or unfeasibility, and to motions to increase the percentage payment to unsecured creditors.
- 14. Timely respond to motions for relief from stay.
- 15. Prepare, file, and serve all appropriate motions to avoid liens.
- 16. Provide any other legal services necessary for the administration of the case before the bankruptcy court.

ALLOWANCE AND PAYMENT OF ATTORNEYS' FEES [Check one option.]

- Option A: flat fee through confirmation
- 1a. Pre-confirmation services. Any attorney retained to represent a debtor in a Chapter 13 case is responsible for representing the debtor on all matters arising in the case, unless otherwise ordered by the court. For all of the services outlined above, required to be provided before confirmation of a plan, the attorney will be paid a fee of \$ 2,200.00 . In extraordinary circumstances, such as extended evidentiary hearings or appeals, the attorney may apply to the court for additional compensation for preconfirmation services. Any such application must be accompanied by an itemization of the services rendered, showing the date, the time expended, and the identity of the attorney performing the services. The debtor must be served with a copy of the application and notified of the right to appear in court to object.
- 1b. *Post-confirmation services*. Compensation for services required after confirmation will be in such amounts as are allowed by the court, on application accompanied by an itemization of the services rendered, showing the date, time, and the identity of the attorney performing the services. The debtor must be served with a copy of the application and notified that the debtor may appear in court to object.

- □ Option B: flat fee through case closing
- 1. Any attorney retained to represent a debtor in a Chapter 13 case is responsible for representing the debtor on all matters arising in the case unless otherwise ordered by the court. For all of the services outlined above, the attorney will be paid a fee of \$ N/A . In extraordinary circumstances, such as extended evidentiary hearings or appeals, the attorney may apply to the court for additional compensation for these services. Any such application must be accompanied by an itemization of the services rendered, showing the date, the time expended, and the identity of the attorney performing the services. The debtor must be served with a copy of the application and notified of the right to appear in court to object.

- 2. Early termination of the case. Fees payable under the provisions set out above are not refundable in the event that the case is dismissed before confirmation (Option A) or completion of plan payments (Option B), unless the dismissal is due to a failure by the attorney to comply with the duties set out in this agreement. If a dismissal is due to such a failure by the attorney, the court may order a refund of fees on motion by the debtor.
- 3. *Retainers*. The attorney may receive a retainer or other payment before filing the case, but may not receive fees directly from the debtor after the filing of the case. In any application for fees, whether or not requiring an itemization, the attorney shall disclose to the court any fees paid by the debtor prior to the case filing.

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- 4. *Improper conduct by the attorney*. If the debtor disputes the sufficiency or quality of the legal services provided or the amount of the fees charged by the attorney, the debtor may file an objection with the court and request a hearing.
- 5. *Improper conduct by the debtor*. If the attorney believes that the debtor is not complying with the debtor's responsibilities under this agreement or is otherwise not engaging in proper conduct, the attorney may apply for a court order allowing the attorney to withdraw from the case.
- 6. Discharge of the attorney. The debtor may discharge the attorney at any time.

Date:August 13, 2005		
Total fee to be paid for attorney's services: \$ _ 2,200.00 (Do not sign if this line is blank.)		
Signed:		
/s/ Stanley C Emery	/s/ Brian A. Hart	
Stanley C Emery	Brian A. Hart	
	Attorney for Debtor(s)	
Debtor(s)		

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United States Bankruptcy CourtNorthern District of Illinois

		Northern District of Illinois		
In re	Stanley C Emery		Case No.	
		Debtor(s)	Chapter 13	
	V	ERIFICATION OF CREDITOR M	IATRIX	
		Number of	Creditors:	24
	The above-named Debtor((our) knowledge.	s) hereby verifies that the list of credit	ors is true and correct to t	he best of my
Date:	August 13, 2005	/s/ Stanley C Emery Stanley C Emery Signature of Debtor		

AMERICAN EXPRESS P.O. Box 297804 Ft. Lauderdale, FL 33329-7804

Barry McAnarney c/o Daley and George Ltd. 20 N. Clark Chicago, IL 60603

Central Laborers' Pension Fund c/o Daley & George, Ltd. 20 N. Clark Chicago, IL 60603

Chase / Bank One P.O. Box 15298 Wilmington, DE 19850-5298

Cincinnati Insurance Co. P.O. Box 15874 Loves Park, IL 61132

Construction Industrial Funds P.O. Box 5803 Rockford, IL 61108

COUNTRYWIDE HOME LOANS P.O. Box 10219 Van Nuys, CA 91410

FIRST NATIONAL BANK OF OMAHA P.O. Box 3696 Omaha, NE 68103-0696

Fox Valley Laborers Fund 2400 Big Timber Road Bulidng B Suite 206 Elgin, IL 60123

GMAC P.O. Box 12699 Glendale, AZ 85318-2699 Iron Workers Fund P.O. Box Drawer M Lansing, IL 60438

John Fridh & Sons, Inc. 920 22 St Rockford, IL 61108

Larson & Larson Builders 5612 Industrial Ave. Loves Park, IL 61111

Marshall Erdman & Associates 5105 University Ave. P.O. Box 5649 Madison, WI 53705

Meyer Material c/o Joe Yalden 1318 E. State Street Rockford, IL 61104

North Boone School District 100 Ray St. Poplar Grove, IL 61065

Professional Construction 221 Secretariat's Way Belvidere, IL 61008

Reitzel Constrution 8100 E. Riverside Blvd. Loves Park, IL 61111

Ringland Johnson Construction 1725 Huntwood Drive Cherry Valley, IL 61016

Rockford Industrial Welding Supply 4646 Linden Road Rockford, IL 61109

SAM'S CLUB P.O. Box 105994 Atlanta, GA 30348-5994 Stenstrom Construction 2420 20th St. Rockford, IL 61104

Teng Construction LLC 205 N. Michigan Ave. Chicago, IL 60601

Western Surety Company 3500 Lacey Road Downers Grove, IL 60515